

aforesaid; any law of said Territory to the contrary notwithstanding.

SEC. 6. This Act shall take effect and be in force from and after its passage.

GEORGE BRADLEY,  
Speaker of the House of Representatives.  
WM. HOLCOMBE,  
President of the Senate.

APPROVED—July the twentieth, eighteen hundred and fifty-eight.

HENRY H. SIBLEY.

SECRETARY'S OFFICE, Minnesota, }  
July 20, 1858. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

FRANCIS BAASEN, Secretary.

## CHAPTER XXIII.

### *An Act amending an Act entitled a Bill for an Act relating to Public Roads.*

- SECTION 1. Proceeding necessary to have road laid out or discontinued. [Amendment to Sec. 4, Chap. 63, of Extra Session Laws.]
2. Manner of determining damages. [Amendments to Sections 9 and 10 of same Act.]
22. [Additional Sections to same Act.] Failure to elect Road Commissioners, County Board may appoint.
23. Provisions of Act inconsistent with amendments repealed.
24. Roads located under former laws, declared valid.
25. Act to take effect on passage.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the fourth (4) Section of said Act shall be so amended as to read as follows:

Proceedings to  
have road laid out  
or discontinued

SEC. 4. (4.) Whenever any twelve or more freeholders residing in any county, shall wish to have a road laid out, altered or discontinued in such county, they may make application in writing to the Road Commissioners of the county in which they reside, for that purpose; and the said commissioners shall proceed to lay out, alter or discontinue such [road,] if, in their opinion, the public good will thereby be promoted; and whenever said road shall be proposed to extend through more counties than one, the said Commissioners shall

notify the Commissioners of such counties of the time and place of meeting, and one Commissioner from each county shall meet at such time and place, and shall proceed to lay out, alter or discontinue such road, if, in their opinion, the public good will thereby be promoted.

SEC. 2. That Sections nine and ten of the Act entitled a Bill for an Act relating to Public Roads, in Chapter sixty-two in the Session Laws passed at the extra session of the Legislature, in the year one thousand eight hundred and fifty-seven, is hereby amended to read as follows : Amendment to sec 9 & 10 of chp 62 extra session laws

SEC. 9. Upon the laying out or altering any road in this State, or in case any road has already been laid out or altered, if damages shall be claimed therefor by any owner *through whose land the same shall be laid, the amount of* such damages may be determined by agreement between the Commissioners and such owner, provided the damages thus allowed by the Commissioners, shall not, in the aggregate, exceed two hundred dollars in any county, upon any one road so laid out or altered, or heretofore laid out or altered by them. Every such agreement shall be reduced to writing and signed by such owner and the Commissioners, and filed in the office of the Register of Deeds of the proper county; and every such agreement and every release of damages given, shall forever preclude such owner from all further claim for damages. Damages may be determined by agreement

SEC. 10. If any owner of land through which a road shall be laid out or altered, or has heretofore been laid out or altered, shall not be satisfied with the sum offered for damages by such Commissioner, or if no sum be offered, he may, within thirty days thereafter, apply to a Justice of the Peace of the same, or adjoining precinct, for a jury to assess and appraise such damages, which application shall be in writing, describing the premises; and any number of persons claiming damages on account of such road may join in such application. The Road Commissioners shall have at least six days notice of the time and place of such meeting. Party desiring damages may demand jury to assess

SEC. 22. If any organized county or counties shall have failed or neglect to elect the Road Commissioners mentioned in the first section [of this Act,] at the first general election after the passage thereof, the Board of County Commissioners of such county or counties, shall be, and they are hereby authorized to appoint said Road Commissioners, who shall hold their offices until the next general election subsequent to such appointment, and for such time till such election shall take place; and the appointment of any Road Commissioners of any organized county where no election of such Road Commissioners have been held, is hereby declared legal and valid to all intents and purposes. Notice to County Commissioners

SEC. 23. Anything in said Act, or any Act heretofore passed, inconsistent hereunto, is hereby repealed. County Commissioners authorized to appoint road commissioners when not elected

SEC. 24. All roads which have been located under former Repeal of inconsistent provisions

Roads previously  
located declared  
valid

existing laws by county authorities, within this State, since the passage of the law authorising the election of Road Commissioners, approved May 23, A. D. 1857, all roads so located are hereby declared valid under the provisions of this Act.

SEC. 25. This Act shall be in full force from and after its passage.

GEORGE BRADLEY,  
Speaker *pro tem.* of the House of Representatives.

RICHARD G. MURPHY,

President *pro tem.* of the Senate.

APPROVED—March eighth, eighteen hundred and fifty-eight.

CHAS. L. CHASE, Acting Governor.

SECRETARY'S OFFICE, Minnesota, }  
March 8, 1858. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

CHAS L. CHASE, Secretary.

## CHAPTER XXIV.

### *An Act to provide for the Letting of the State Printing, Binding and Advertising.*

- SECTION 1. Proposals to be received for Printing and Binding for State. Specifications for bids—manner of receiving proposals.
2. Index to Laws, Journals and other documents to be furnished by Secretary of State; Laws to be published within ninety days thereafter.
  3. Declares Laws, Journals, Documents and Advertisements, printed by the Public Printer, as official.
  4. Accounts of Printer to be audited as work progresses, under certain regulations.
  5. Repeals all acts and parts of acts, inconsistent with this Act.
  6. Act takes effect on passage.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That the Printing, Binding and Advertising, for the Senate and House of Representatives, for the Governor, Secretary of State, Attorney General, State Auditor, State Treasurer, for the School and Banking Departments, and all other printing, binding and advertising, for any and every one of the State officers which are now or may hereafter be created, and which may or shall be done under the authority and at the expense of the State of Minnesota, shall hereafter be done as follows : The State Auditor shall, on

State printing  
binding